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July 21, 2003 Date	 Robert E. Hanson

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Michael Spencer, et al.

Serial No.: 09/698,789 ✓

Filed: October 27, 2000

For: METHOD FOR PLANT BREEDING

Group Art Unit: 1638

Examiner: David H. Kruse

Atty. Dkt. No.: DEKM:157USC1

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

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Commissioner for Patents
PO Box 1450
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Commissioner:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed April 22, 2003, finally rejecting claims 83-87 and 96-99.

The fee for filing this Notice of Appeal is \$320 and is attached hereto.

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed material, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski L.L.P. Account No.: 50-1212/DEKM:157USC1.


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Respectfully submitted,



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Date: July 21, 2003